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15 UNITED STATES OF AMERICA

16 UNITED STATES DISTRICT COURT

17 FOR THE CENTRAL DISTRICT OF CALIFORNIA

18 UNITED STATES OF AMERICA

2:24-CR-000456-TJH

19 v.

GOVERNMENT'S NOTICE REGARDING
RELATED DECISION

20 ANDREW LEFT,

21 Defendant.
22

23 The United States of America, by and through counsel of record,
24 files this notice concerning a related decision by the Hon. Sherilyn
25 Peace Garnett in a related civil enforcement action, Securities and
26 Exchange Commission v. Andrew Left and Citron Capital, LLC, 2:24-cv-
27 6311-SPG-JC, ECF No. 29 (April 22, 2025) (attached hereto as Exhibit
28 A). While there are certain differences between the SEC's complaint

1 and the indictment in this matter, Judge Garnett's decision – denying
2 the civil defendants' motion to dismiss the civil enforcement action
3 by the SEC – addresses certain overlapping issues with the current
4 motion pending before this Court. (See ECF No. 34 (Defendant Left's
5 Motion to Dismiss the Indictment).) Namely, Judge Garnett rejected
6 defendants' arguments that the SEC had failed to state a claim
7 alleging securities fraud concerning the defendants' fraudulent
8 scheme and fraudulent misstatements. See Ex. A at 19-24. Similarly,
9 Judge Garnett rejected defendants' arguments that the complaint
10 improperly alleged extraterritorial jurisdiction, violated
11 defendants' First Amendment rights, or violated defendants' Due
12 Process rights. See Ex. A at 24-26; fn. 10.

13 In advance of the forthcoming hearing on defendant's motion to
14 dismiss this case, the government provides notice of this related
15 decision in the civil enforcement action for the Court's
16 consideration.

17 DATE: April 28, 2025

18 Respectfully submitted,

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22 Central District of California

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